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Attorneys for Defendant

COSTCO WHOLESALE CORPORATION

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

DAVID AKIYOSHI,

Plaintiff,

vs.

COSTCO WHOLESALE CORPORATION,

Defendant.

Case No.: 2:25-cv-00451-JAM-JDP

**STIPULATION AND ORDER TO REMAND
REMOVED ACTION**

*[Action Filed in San Joaquin County Sup Ct:
11/01/2024]*

STIPULATION FOR REMAND

Plaintiff DAVID AKIYOSHI and Defendant COSTCO WHOLESALE CORPORATION,
through their respective counsel of record and subject to the Court's approval, stipulate as follows:

1. On November 01, 2024, Plaintiff David Akiyoshi ("Plaintiff") commenced a civil action against COSTCO WHOLESALE CORPORATION and DOES 1 to 25 by filing a Complaint in the Superior Court of California, County of San Joaquin ("Action").
2. On January 6, 2025, Costco was served a copy of the Action.
3. On February 4, 2025, Costco filed a Notice of Removal of the Action pursuant to 28 U.S.C. § §1332 and 1367 on the basis of diversity of citizenship.
4. After further meeting and conferring by the Parties, Plaintiff has agreed to cap damages below \$75,000 and the parties now agree the Action should be remanded.

5. Therefore, the Parties stipulate to remand the Action to the Superior Court of California, County of San Joaquin.

6. The Parties further stipulate that each party shall bear its own attorney fees and costs with respect to the removal and subsequent remand of the Action, titled DAVID AKIYOSHI v. COSTCO WHOLESALE CORPORATION, et al.

Respectfully submitted,

DATED: March 20, 2025

JACOBSEN & McELROY PC

/s/ Brian P. Dolin

By: _____

Brian P. Dolin
Attorneys for Defendant
COSTCO WHOLESALE CORPORATION

DATED: March 20, 2025

LAW OFFICE OF GREGORY C. CATTERMOLLE

/s/ Gregory C. Cattermole

By: _____

Gregory C. Cattermole
Attorneys for Plaintiff
DAVID AKIYOSHI

ORDER

Based on the stipulation of the parties, the Eastern District of California case number 2:25-cv-00451-JAM-JDP is hereby **REMANDED** to Superior Court of California, County of San Joaquin for all future proceedings.

IT IS SO ORDERED.

DATED: March 20, 2025

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE